

REMARKS

The Applicants respectfully request that the foregoing amendment be made prior to examination of the present application.

I. Amendments to the Claims

Claims 53-56 are requested to be added. No new matter is introduced by the amendments to the claims. In particular, support for new claims 53-56 is provided in original claims 1-5, 7, 8, 10, 11, 13, and 24, and in the specification as filed at page 5, lines 13-24. After adding new claims 53-56, claims 41-56 are pending in the application.

II. Election of Species Requirement

The Office Action dated August 23, 2006 required an election of various species. The Applicants respond to the election of species requirement as follows:

1. With respect to the at least one unsaponifiable component of avocado oil, the Applicants elect a furan derivative.
2. With respect to the at least one unsaponifiable component of soya bean oil, lupin oil, or mixtures thereof, the Applicants elect a sterol of soya bean oil.
3. With respect to the election of a single species of method, the Applicants elect a method of treating osteoporosis.

Claims 41-49 and new claims 53-56 encompass the elected species.

III. Conclusion

The present application is now in condition for allowance. Favorable consideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

If any extensions of time are needed for timely acceptance of papers submitted herewith, the Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 25, 2006

FOLEY & LARDNER LLP
Customer No. 22428

By M. Scott McBride

M. Scott McBride
Attorney for the Applicants
Registration No. 52,008
Telephone: (414) 297-5529
Facsimile: (414) 297-4900